

07/27/2017

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

IN RE:	§	CASE NO. 12-43476-BTR-13
	§	
JUAN M. RIOS and HILARIA	§	
M. MORENO,	§	
Debtor	§	CHAPTER 13
	§	
WELLS FARGO BANK, N.A. DBA	§	
AMERICA'S SERVICING	§	
COMPANY AS SERVICING AGENT	§	
FOR U.S. BANK NATIONAL	§	
ASSOCIATION, NOT IN ITS	§	
INDIVIDUAL CAPACITY BUT	§	
SOLELY AS TRUSTEE OF NRZ	§	
PASS-THROUGH TRUST V,	§	
Movant	§	HEARING DATE: _____
	§	
v.	§	TIME: _____
	§	
JUAN M. RIOS and HILARIA	§	
M. MORENO; CAREY D. EBERT,	§	
Trustee	§	
Respondents	§	JUDGE BRENDA T. RHOADES

**AGREED ORDER GRANTING MOTION
FOR RELIEF FROM STAY OF ACTION AGAINST DEBTORS PURSUANT TO 11
U.S.C. § 362(a) AND WAIVER OF THIRTY DAY REQUIREMENT PURSUANT TO
11 U.S.C. §362(e) FILED**

BY

**WELLS FARGO BANK, N.A. DBA AMERICA'S SERVICING COMPANY AS
SERVICING AGENT FOR U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS
INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE OF NRZ PASS-THROUGH
TRUST V**

On this day came on before the Court the Motion of WELLS FARGO BANK, N.A. DBA AMERICA'S SERVICING COMPANY AS SERVICING AGENT FOR U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE OF NRZ PASS-THROUGH TRUST V, Movant, for Relief from the Automatic Stay. The Court is advised that the parties agree that Debtor shall have 60 days in which to

finalize a loan modification with respect to the hereinafter described property. In the event that a loan modification is not finalized within 60 days, the automatic stay shall terminate, at midnight, October 1, 2017.

Therefore, it is

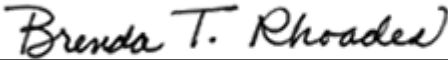
ORDERED that the Debtor shall have 60 days in which to finalize a loan modification with respect the hereinafter described property. In the event that a loan modification is not finalized within 60 days, the automatic stay of 11 U.S.C. §362 shall terminate, at midnight, October 1, 2017 with respect to Movant on the following described property, to wit:

BEING LOT 35, IN BLOCK 2, OF VILLAGE NORTH ADDITION, SECOND SECTION, AN ADDITION TO THE CITY OF PLANO, TEXAS, ACCORDING TO THE REVISED MAP THEREOF RECORDED IN VOLUME 6, PAGE 26, OF THE MAP RECORDS OF COLLIN COUNTY, TEXAS. BEING COMMONLY KNOWN AS: 3333 GLENWOOD LANE PLANO, TX 75074.

It is further

ORDERED that the provision of Rule 4001 (a) (3), Federal Rules of Bankruptcy Procedure is hereby waived and WELLS FARGO BANK, N.A. DBA AMERICA'S SERVICING COMPANY AS SERVICING AGENT FOR U.S. BANK NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS TRUSTEE OF NRZ PASS-THROUGH TRUST V may immediately enforce and implement this Order Lifting Stay.

Signed on 7/27/2017

 SR
HONORABLE BRENDA T. RHOADES,
UNITED STATES BANKRUPTCY JUDGE

APPROVED AS TO FORM AND SUBSTANCE

BARRETT DAFFIN FRAPPIER
TURNER & ENGEL, LLP

BY: /s/ JOHN R. CALLISON

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